

LANDOWNER CONSENT

Submit this form as part of a permit application or an amendment application that will add acreage or change the postmining land use. This form is not needed if the operator owns the land.

Operator name: _____ **Landowner name:** _____

Legal description: _____ ¼ _____ ¼, Sec. _____, T. _____ N/S, R. _____ E/W
 _____ ¼ _____ ¼, Sec. _____, T. _____ N/S, R. _____ E/W

County: _____

Landowner acknowledges or consents to the following:

1. Landowner owns the above-described land.
2. Operator proposes to conduct opencut operations on the above-described land subject to the requirements of the Opencut Mining Act (Title 82, chapter 4, part 4, MCA), the Rules thereunder, and the permit.
3. Landowner has read and understands the Plan Of Operation for the proposed opencut operation and has provided his/her comments and recommendations below.
4. Landowner agrees that the operator will have the exclusive right to conduct opencut operations in the permit area, and that the operator may give permission to other parties to conduct such operations in the permit area in accordance with the Plan Of Operation and with the understanding that the operator remains responsible for those activities.
5. Landowner agrees to allow Department personnel access to the above-described land for inspection purposes until the Opencut Permit is fully released.
6. Landowner agrees to allow the operator, Department, or Department's agents or contractors access to the above-described land to complete reclamation in accordance with the Plan Of Operation.
7. Landowner understands that a site reclaimed to cropland is typically released after one crop has been successfully grown, and a site reclaimed to perennial vegetation is typically released after two complete growing seasons or when site stabilization and revegetation is achieved, whichever is longer.
8. Landowner agrees to fully disclose in writing to any purchaser of the above-described land, prior to closing, that landowner has agreed to the conditions contained in this agreement and that these obligations run with the land, meaning the new landowner would likewise be obligated to these conditions.

Your cooperation regarding proper site protection and management during vegetation establishment is appreciated. If you have questions or comments about the mining operation, reclamation, site release, or program, contact the Department.

Landowner comments/recommendations: _____

Landowner Name (print or type): _____

Landowner Signature: _____

Date: _____